

REMARKS

Claims 1 and 3-22 remain pending in the present application. Claim 2 was previously cancelled. Claims 3-8 and 10-17 were previously withdrawn.

Interview Summary

Applicant appreciates the Examiner's time and consideration extended to Applicant's representative during the May 4, 2011 interview. During the recent interview, Applicant presented arguments to traverse the rejection of claims 1, 9 and 18 under 35 U.S.C. § 103(a) as failing to set forth a *prima facie* case of obviousness. In particular, the Applicant demonstrated, consistent with the response filed on April 28, 2011, that U.S. Patent Publication No. 2005/0162989 to Hwang did not represent prior art as against the present application. An agreement was reached that Hwang does not represent prior art. However, an agreement was not reached for placing the application in condition for allowance. The Examiner further agreed that if an additional search identified any new art for replacing Hwang, that Applicant would have an opportunity to interview the Examiner concerning any new grounds of rejection prior to issuance of the next Office Action.

Double Patenting Rejections

Claims 1, 9 and 18-22 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over at least claims 1, 4, 9 and 12 of U.S. Patent No. 7,613,874. Without addressing the merits of these rejections, a Terminal Disclaimer accompanies this Amendment to overcome these rejections.

CONCLUSION


Accordingly, in view of the above remarks, reconsideration of the objections and rejections and allowance of each of claims 1 and 3-22 in connection with the present application is earnestly solicited.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. §1.17; particularly, extension of time fees.

Respectfully submitted,

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